



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**In re U.S. Patent Application** )  
 )  
**TAKESHITA et al.** ) **Art Unit 1632**  
 )  
**Application Number: 10/812,895** ) **Examiner Marcia S. Noble**  
 )  
**Filed: March 31, 2004** )  
 )  
**For: APPARATUS FOR MICROINJECTION OF** )  
**SAMPLE INTO AMPHIBIAN OOCYTES** )  
 )  
**Attorney Docket No. HIRA.0147** )  
  
**Commissioner of Patents**  
**P.O. Box 1450**  
**Alexandria, VA 22313-1450**

**TERMINAL DISCLAIMER**

Sir:

We, Stanley P. Fisher and Juan Carlos A. Marquez, represent that we are the attorneys of record for the above-identified application.

The above-referenced invention has been assigned to Hitachi, Ltd., who is the owner by assignment of the entire rights and title of the above-captioned patent application.

Hitachi, Ltd., is also the owner of the entire right and title to US Patent No. 6,593,129 by assignment, and hereby disclaims the terminal part of any patent granted on the above-captioned patent application, which would extend beyond the expiration date of the full statutory term as presently shortened by any terminal disclaimer of US Patent No. 6,593,129, and hereby agrees that any patent so granted on the above-captioned application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to US Patent No. 6,593,129, this agreement to run with any patent granted on the above-captioned application and to be binding upon the grantee, its successors or assigns.

No rights available under the provisions of 35 U.S.C. §§ 155 and 156 are hereby waived.

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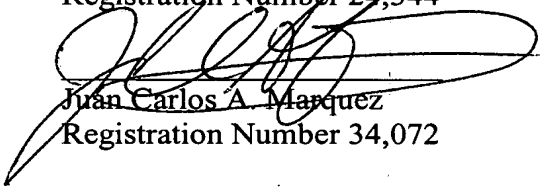
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shortened by any terminal disclaimer of US Patent No. 6,593,129, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), has all claims cancelled by a reexamination certificate, or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

Respectfully submitted,

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